

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

OTO ANALYTICS, LLC,

Plaintiff,

v.

**BENWORTH CAPITAL PARTNERS PR,
LLC; BENWORTH CAPITAL PARTNERS,
LLC; BERNARDO NAVARRO and CLAUDIA
NAVARRO,**

Defendants.

Civil No. 23-01034 (GMM) *cons.*
Civil No. 24-01313 (GMM)

**FEDERAL RESERVE BANK OF SAN
FRANCISCO,**

Plaintiff-Intervenor,

v.

**OTO ANALYTICS, LLC; BENWORTH
CAPITAL PARTNERS PR, LLC;
BENWORTH CAPITAL PARTNERS, LLC;
BERNARDO NAVARRO and CLAUDIA
NAVARRO,**

Defendants in Intervention.

**FEDERAL RESERVE BANK OF SAN
FRANCISCO,**

Consolidated Plaintiff,

v.

**BENWORTH CAPITAL PARTNERS PR,
LLC; BENWORTH CAPITAL PARTNERS,
LLC; BERNARDO NAVARRO and CLAUDIA
NAVARRO,**

Consolidated Defendants.

**PLAINTIFF OTO ANALYTICS, LLC’S MOTION FOR LEAVE TO FILE A REPLY IN
SUPPORT OF ITS MOTION TO STRIKE AFFIRMATIVE DEFENSES OF
UNCLEAN HANDS, SETOFF, AND PUBLIC POLICY**

Pursuant to Local Civil Rule 7(c), Plaintiff Oto Analytics, LLC (f/k/a Oto Analytics, Inc. d/b/a Womply) (“**Womply**”), by and through its undersigned counsel, respectfully requests leave to file a reply to Defendants’ Joint Opposition to Plaintiff’s Motion to Strike Affirmative Defenses of Unclean Hands, Setoff, and Public Policy (“**Opposition**”; ECF No. 163). In support of its request, Womply states as follows:

1. On September 9, 2024, Womply filed its Motion to Strike Affirmative Defenses of Unclean Hands, Setoff, and Public Policy. (ECF No. 162.)

2. On September 23, 2024, Defendants filed their Opposition to Womply’s Motion. (ECF No. 163.)

3. Womply respectfully requests leave to reply to new arguments raised in the Defendants’ Opposition and Defendants’ characterizations of Womply’s arguments. This includes, without limitation, Defendants’ mischaracterization of the debt owed to Womply, Defendants’ misunderstanding of the law regarding prejudgment attachment, and Defendants’ arguments regarding the prejudice Womply will suffer.

4. In light of the foregoing, and pursuant to Local Civil Rule 7(c), Womply respectfully requests leave to file a Reply to Defendants’ Opposition, which attached hereto as **Exhibit A**. The undersigned certify that this request does not have a dilatory intent and is sought in the interest of justice to ensure this Court has complete briefing on the matters before it.

WHEREFORE, Womply respectfully requests that this Court grant it leave to file a Reply to Defendants’ Opposition, which attached hereto as **Exhibit A**.

Dated: September 30, 2024

Of Counsel

Willkie Farr & Gallagher LLP

Respectfully submitted,

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By: /s/ Alejandro J. Cepeda Diaz

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CERTIFICATE OF SERVICE

The undersigned certifies that on September 30, 2024, the foregoing document was filed with the Clerk of the Court using CM/ECF, which sent notices to all parties receiving notifications through the CM/ECF system.

Dated: September 30, 2024

By: /s/ Alejandro J. Cepeda Diaz

Attorney for Plaintiff Oto Analytics, LLC